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Plaintiff In pro per

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Attorneys for Defendants

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

JESSE J. BOYKIN,

Plaintiff,

v.

JOHN E. POTTER, UNITED STATES  
POSTMASTER GENERAL, et al.,

Defendants.

No. C 10-2517 SBA

**STIPULATION RE PROPER  
DEFENDANT; [PROPOSED] ORDER**

Subject to the approval of the Court, the parties hereby stipulate that Patrick Donahoe, Postmaster General, is substituted as defendant for John E. Potter, former Postmaster General. Mr. Potter retired as Postmaster General effective December 3, 2010, and Mr. Donahoe was appointed as the 73rd Postmaster General of the United States effective December 3, 2010. Accordingly, pursuant to 42 U.S.C. § 2000e-16(c), Mr. Donahoe should be substituted as the proper defendant.

STIPULATION RE PROPER DEFENDANT; [PROPOSED] ORDER  
C 10-2517 SBA

**FILED**  
FEB - 3 2011  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

1 The parties also stipulate that defendants Anthony Caravelli and Jose Arana are dismissed  
2 with prejudice. Pursuant to 42 U.S.C. § 2000e-16(c), the only proper defendant in this action is  
3 the Postmaster General, Mr. Donahoe.

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5  
6 DATED: January \_\_, 2011

By:

JESSE J. BOYKIN  
Plaintiff *In Pro Per*

MELINDA HAAG  
United States Attorney

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11 DATED: January \_\_, 2011

By:

NEILL T. TSENG  
Assistant United States Attorney  
Attorneys for Defendants

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14 **PURSUANT TO STIPULATION, IT IS SO ORDERED:**

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18 DATED: 2-2-11

  
HONORABLE SAUNDRA BROWN ARMSTRONG  
UNITED STATES DISTRICT JUDGE